

Hearing Date and Time: September 27, 2007, at 10:00 A.M.

Response Date and Time: September 20, 2007, at 4:00 P.M.¹

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Attorneys for Johnson Controls Technology Company

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	
In re	:	
	:	
DELPHI CORPORATION, <u>et al.</u> ,	:	Chapter 11
	:	
Debtors.	:	Case No. 05-44481 (RDD)
	:	
	:	(Jointly Administered)
	:	
-----X		

**JOHNSON CONTROLS TECHNOLOGY COMPANY'S
OBJECTION AND RESERVATION OF RIGHTS RELATING TO DEBTORS' MOTION
FOR ORDER PURSUANT TO 11 U.S.C. §§ 105 (a) AND 502(c) (A) ESTIMATING AND
SETTING MAXIMUM CAP ON CERTAIN CONTINGENT OR UNLIQUIDATED
CLAIMS AND (B) APPROVING EXPEDITED CLAIMS ESTIMATION PROCEDURES
WITH RESPECT TO CLAIM NUMBER 15521**

Johnson Controls Technology Company ("JCI") responds to the Debtors' Motion for
Order Pursuant to 11 U.S.C. §§ 105(a) and 502(c) (A) Estimating and Setting Maximum Cap on

¹ The Debtors extended the response date and time vis a vis Johnson Controls Technology Company for this claim from September 20, 2007 to September 24, 2007 at 5:00 p.m.

Certain Contingent or Unliquidated Claims and (B) Approving Expedited Claims Estimation Procedures (“Estimation Motion”) with respect to JCI claim number 15521 as follows:

1. JCI filed claim number 15521 against the Debtors in connection with the various contractual dealings between JCI and various Delphi entities.

2. JCI objects to the Debtors’ Estimation Motion because it does not preserve the right for JCI to assert either a rejection damages claim in connection with any executory contract that the Debtors reject pursuant to 11 U.S.C. §365 during these chapter 11 proceedings pursuant to or a cure claim in connection with any JCI Agreement that the Debtors assume pursuant to 11 U.S.C. §365 during these Chapter 11 proceedings.

3. JCI expressly reserves the right to amend claim number 15521 or to otherwise seek additional amounts over and above the Capped Amount sought to be imposed by the Debtors for rejection damages in the event that the Debtors reject JCI contracts or for cure in the event that the Debtors assume JCI contracts.

Dated: September 24, 2007

RESPECTFULLY SUBMITTED

Johnson Controls Technology Company

By: /s/ Elena Lazarou

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